THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO. 6555 OF 1992

Date: 30.11.2006

Between:

The Nizamabad Cooperative Sugar Factory Ltd., Nizamabad rep., by its Managing Director.

…. Petitioner.

And

The Authority under Payment of Wages Act, Asst. Commissioner of Labour, Nizamabad and another.

…

Respondents.

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO. 6555 OF 1992

ORDER:

Both Sri Vedula Srinivas and Sri M. Rajamallareddy, learned Counsel appearing on behalf of the 2nd respondent Union would agree that the subject matter of the present writ petition is covered by the Division bench judgment of this Court in W.A. No. 1010 of 2004 and batch dated 22.11.2004 wherein the Division bench observed thus:

> "Accordingly, the order of the learned Single Judge and the orders of authority under P.W. Act are set aside and the matters are remitted back to the original authority for fresh consideration. The authority shall issue notices to the parties concerned and decide the claim on merits with reference to the definition contained in the Act, in respect of expression "wages", keeping in view the applicability of the Sugar Wage Board recommendation and also the settlements entered into between the management and workmen or any orders of Government concerning the payment of wages to the workmen concerned under these writ petitions. This exercise shall be done within a period of two months from the date of receipt of a copy of this order.
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> It is also open for the parties to raise all the points, which are available to them under law. If the Management; has deposited any amount in pursuance of the various interim directions, the said amount shall continue to be in deposit subject to the final outcome before the authority under the Act."

This writ petition is also disposed of in terms of and in accordance with the orders of the Division bench in Writ Appeal No. 1010 of 2004 and batch dated 22.11.2004. No costs.

Date: 30.11.2006 RAMESH RANGANATHAN, J

MRKR